IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY APPLICATION NO.1079 OF 2006.

IN

COMPANY PETITION NO.674 OF 2006

M/s.Aquarius Pvt.Ltd. : Petitioner

versus

M/s.Amit Ship Management

Pvt.Ltd. : Respondent.

CORAM : A.M.KHANWILKAR, J.

DATED : DECEMBER 07, 2007.

P.C.

1. None appears for the Petitioner. Application is dismissed for non-prosecution.

2. Later on Mrs.Pramila Bhaingade i/by Mr.M.Janardhanan for the petitioner appeared and requested for recalling the order passed in morning sessions on the ground that at the

relevant time, she was held up in some other court. In view of the ground stated across the Bar, the order dismissing the application for non-prosecution is recalled. The application is restored to its original number and proceeded on merits.

3. The learned counsel for the petitioner submits that in view of subsequent developments, nothing survives in this application. For this reason, the petitioner be permitted to withdraw this application. Accordingly, the application is dismissed as withdrawn.

[A.M.KHANWILKAR, J]